

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO.	_____
	:		
v.	:	DATE FILED:	_____
	:		
DARU ALMOND	:	VIOLATIONS:	21 U.S.C. § 841(a)(1) (Possession with the intent to distribute cocaine base (“crack” cocaine) - one count) 18 U.S.C. § 922(g)(1) (Felon in possession of a firearm - one count) 21 U.S.C. § 853 (Notice of forfeiture) 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) (Notice of forfeiture)

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about April 23, 2002, at Philadelphia, in the Eastern District of Pennsylvania, defendant

DARU ALMOND

did knowingly and intentionally possess with the intent to distribute more than 5 grams, that is, approximately 5.751 grams of cocaine base (“crack” cocaine), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about April 23, 2002, at Philadelphia, in the Eastern District of Pennsylvania, defendant

DARU ALMOND

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce, a firearm, that is,

- one Beretta 9 millimeter Model 8000 semi-automatic firearm with serial number 003464MC loaded with 5 live rounds,
- one Sig Sauer .45 caliber model P245 semi-automatic firearm with serial number C011824 loaded with 7 live rounds,
- one Glock 9 millimeter Model 19 semi-automatic firearm with serial number DT416US loaded with 16 live rounds,
- one Smith & Wesson 9 millimeter Model 669 semi-automatic firearm with serial number TBV7955 loaded with 8 live rounds.

In violation of Title 18, United States Code, Section 922(g)(1).

## **NOTICE OF FORFEITURE**

1. As a result of the violation of Title 21, United States Code, Section 841(a)(1) set forth in Count One of this Indictment, the defendant

DARU ALMOND

shall forfeit to the United States under Title 21, United States Code, Section 853, any and all real and/or personal property which the defendant used in any manner or part to facilitate the commission of the violation of Title 21, United States Code as charged in this Indictment, including but not limited to;

- one Beretta 9 millimeter Model 8000 semi-automatic firearm with serial number 003464MC loaded with 5 live rounds,
- one Sig Sauer .45 caliber model P245 semi-automatic firearm with serial number C011824 loaded with 7 live rounds,
- one Glock 9 millimeter Model 19 semi-automatic firearm with serial number DT416US loaded with 16 live rounds,
- one Smith & Wesson 9 millimeter Model 669 semi-automatic firearm with serial number TBV7955 loaded with 8 live rounds,
- one AK47 magazine,
- thirty-three AK47 live rounds,
- one 9 millimeter magazine,
- fifty-two 32 caliber live rounds,
- five 357 live rounds,
- eight copper jacketed .45 caliber live rounds,
- thirteen silver jacketed .45 caliber live rounds,

- thirty-eight special caliber live rounds, and
- twenty-three 380 caliber live rounds.

2. If any of the property subject to forfeiture, as a result of any act or commission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

### **NOTICE OF FORFEITURE**

1. As a result of the violation of Title 18, United States Code, Section 922(g)(1) set forth in Count Two of this Indictment, the defendant

DARU ALMOND

shall forfeit to the United States of America, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), all firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- one Beretta 9 millimeter Model 8000 semi-automatic firearm with serial number 003464MC loaded with 5 live rounds,
- one Sig Sauer 45 caliber model P245 semi-automatic firearm with serial number C011824 loaded with 7 live rounds,
- one Glock 9 millimeter Model 19 semi-automatic firearm with serial number DT416US loaded with 16 live rounds,
- one Smith & Wesson 9 millimeter Model 669 semi-automatic firearm with serial number TBV7955 loaded with 8 live rounds.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

**NOTICE OF PRIOR CONVICTION**

Defendant Daru Almond committed the offense charged in Count One of this Indictment after having been convicted in a court of the United States of the felony drug trafficking offense as follows:

1. Possession with intent to distribute a controlled substance - Philadelphia Court of Common Pleas; CP #0007-0416.

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TRUE

BILL:

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FOREPERSON

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PATRICK L. MEEHAN  
United States Attorney